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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/910,681	07/20/2001	Gregory R.D. Evans	UTSC:646US	2530

7590 07/09/2004  
FULBRIGHT & JAWORSKI L.L.P.  
A REGISTERED LIMITED LIABILITY PARTNERSHIP  
SUITE 2400  
600 CONGRESS AVENUE  
AUSTIN, TX 78701

EXAMINER

MARVICH, MARIA

ART UNIT PAPER NUMBER

1636

DATE MAILED: 07/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

704

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

Commissioner for Patents

## Notice of Non-Responsive Amendment

The communication filed on 3/1/04 is not fully responsive to the Office communication mailed on 5/3/04. It has failed to meet the requirements of 37 CFR 1.121 as amended on June 30, 2003 see attached Notice of Non-Compliant Amendment. Specifically, on page 7 of the amendment filed 5/3/04, applicants indicate that claims 25-46 are cancelled and claims 1-24 are pending. However, the status identifier for claims 4, 15 and 25-46 indicates that the claims have been cancelled. However, the text for cancelled claims is not to accompany the claims. The requirements of 37 CFR 1.121 state that the text for cancelled claims is not to be included in the claim listing and yet the text is included for claims 4 and 15.

Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to submit an amendment in compliance with 37 CFR 1.121, effective, March 21, 2001, in order to avoid abandonment.

EXTENSIONS OF THIS TIME MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Maria B Marvich, PhD whose telephone number is 571-272-0774. The examiner can normally be reached on M-F (6:30-3:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Remy Yucel, PhD can be reached on 571-272-0781. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 308-4242 for regular communications and (703) 305-4242 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3291.

Maria B Marvich,  
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GERRY LEFFERS  
PRIMARY EXAMINER